GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Registration and Stamps – Surprise check conducted by ACB over the Sub Registrar Office, Addanki, Prakasam District on 01-03-2018 – Allegations of corruption - Initiation of Disciplinary Proceedings Against Sri Kondru Chandrasen, Junior Assistant, Addanki, Prakasam District under Rule 20 of APCS (CCA) Rules, 1991 – Articles of Charges - Issued.

REVENUE (VIGILANCE-II) DEPARTMENT

G.O.Rt.No.226 **Dated:14-02-2020**
Read the following :-

1. From DG, ACB, Vijayawada Lr.Rc.No.16/DES-NPK/2018, dt.04-12-2019.
2. G.O.Ms.No.46 , Revenue (Vig.II) Department, Dated: 14-02-2020.

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O R D E R :

In continuation of orders issued under Rule 24 of the Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 in the reference 2nd read above, it is considered necessary to hold an enquiry against Sri Kondru Chandrasen, Junior Assistant, Addanki, Prakasam District in accordance with the procedure laid down in Rule 20 of the said rules.

2. The substance of the imputation of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charge (Annexure-I) and the imputation of misconduct or misbehaviour in support of each article of charge is enclosed (Annexure-II). A list of documents by which and a list of witnesses by whom the articles of charge are proposed to be sustained are also enclosed (Annexure-III and IV).

3. Sri Kondru Chandrasen,Junior Assistant, O/o. Sub Registrar Office, Addanki, Prakasam District is directed to submit within ten days of the receipt of this Order a written statement of his defence.

4. Sri Kondru Chandrasen, Junior Assistant, O/o. Sub Registrar Office, Addanki, Prakasam District is informed that an inquiry will be held only in respect of those articles of charge as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri Konduru Chandrasen, Junior Assistant, O/o. Sub Registrar Office, Addanki, Prakasam District is further informed that if he does not submit his written statement of defence on or before the date specified in para 3 above, further action will be processed based on the material available.

6. Attention of Sri Kondru Chandrasen,Junior Assistant, O/o. Sub Registrar Office, Addanki, Prakasam District is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964 under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in respect of matters pertaining to his service under Government. If any representation is received on his behalf from another person in respect of any matter dealt with in these proceedings, it will be presumed that he is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

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7. The receipt of this order may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr.D.SAMBASIVA RAO
SPECIAL CHIEF SECRETARY TO GOVERNMENT (CT, EXCISE & R&S)

To
Sri Kondru Chandrasen, Junior Assistant, O/o. SRO, Addanki, Prakasam District (Enclosed Annexures I to IV) through the Commissioner & Inspector General, Registration & Stamps, Andhra Pradesh, Vijayawada.(with a request to serve the order on the individual and send the served copy with dated signature to Government).

Copy to:
The Secretary to Vigilance Commissioner, Andhra Pradesh Vigilance Commission, Secretariat Building No.5, Velagapudi.
The Director General, Anti Corruption Bureau, Pandit Nehru Bus Station, NTR Administrative Block, 2nd Floor, Andhra Pradesh, Vijayawada.
The Commissioner & Inspector General, Registration & Stamps, Andhra Pradesh, Eedupugallu, Vijayawada, Krishna District.
The Deputy Inspector General, Registration & Stamps, Prakasam District.
SF / SC

//FORWARDED:: BY ORDER//

SECTION OFFICER

ANNEXURE-I

STATEMENT OF ARTICLE OF CHARGES FRAMED AGAINST SRI KONDRU CHANDRASEN, JUNIOR ASSISTANT, O/o.SRO, ADDANKI, PRAKASAM DISTRICT.

That Sri Kondru Chandrasen S/o Krupa Rao (late) joined government service on 22.09.2003 and while functioning as Junior Assistant, O/o SRO, Addanki, Prakasam District, during the period from 28.06.2013 to 01.03.2018, committed the following the grave misconduct and reprehensible in discharging of legitimate duties:

Article of Charge No.1:

That you Sri Kondru Chandrasen colluded with Sub-Registrar and staff, O/o SRO, Addanki had unauthorizedly engaged two persons viz. Chowduri Anjaiah and Sri Ganji Srinu to collect mamools/illegal gratifications from the document writers who collected fees to fees (mamools) from the vendees who purchased immovable properties and came to the SRO Office, Addanki. On the day of Surprise check, he, SRO and staff had illegally collected bribe amount of Rs.44,600/- from the public through Sri Chowdary Anjaiah and Rs.13,230/- from the public through Gunji Srinu, total amount being Rs.57,830/- in violation of Circular Memo No. X1/3945/07, dt.02-05-2007 of the Commissioner and Inspector General of Registration and Stamps, AP, Hyderabad and Circular Memo No.X2/10708/94 Dt.30-12-1997 of the Commissioner and Inspector General of Registration and Stamps, AP, Hyderabad.

Article of Charge No.II:

That you Sri Kondru Chandrasen colluded with Sub-Registrar and staff, O/o SRO, Addanki have allowed document writers into the office of Sub-Registrar, Addanki in order to collect Mamools from the party in violation of G.O.Ms.No.108, Revenue (Registration-I) Dept., dt.21-02-2000.

Thus Sri Kondru Chandrasen, by his above mentioned acts has exhibited lack of integrity, devotion to duty and conduct unbecoming of a Government Servant and thereby contravened Rule 3 (1) & (2) of A.P. Civil Services (Conduct) Rules 1964.

Dr.D.SAMBASIVA RAO
SPECIAL CHIEF SECRETARY TO GOVERNMENT (CT, EXCISE & R&S)

//FORWARDED:: BY ORDER//

SECTION OFFICER

ANNEXURE-II

STATEMENT OF IMPUTATIONS OF MISCONDUCT OR MISBEHAVIOUR IN SUPPORT OF THE ARTICLE OF CHARGES FRAMED AGAINST SRI KONDRU CHANDRASEN, JUNIOR ASSISTANT, O/o.SRO, ADDANKI, PRAKASAM DISTRICT.

Sri Kondru Chandrasen S/o Krupa Rao (late) is a native of Vetapalem, Prakasam District. His date of birth is 02.10.1983. He joined in Govt. Service on 22.09.2003 and he worked as Junior Assistant, O/o SRO, Addanki, Prakasam District from 28.06.2013 to 01.03.2018. His date of attaining superannuation is 31.10.2043. He is here-in-after referred to as Government Servant.[G.S]

Article of Charge No.I:

That the Government Servant colluded with Sub-Registrar and staff, O/o SRO, Addanki had unauthorizedly engaged two persons viz. Chowduri Anjaiah and Sri Ganji Srinu to collect mamools/illegal gratifications from the document writers who collected fees to fees (mamools) from the vendees who purchased immovable properties and came to the SRO Office, Addanki. On the day of Surprise check, he, SRO and staff had illegally collected bribe amount of Rs.44,600/- from the public through Sri Chowdary Anjaiah and Rs.13,230/- from the public through Gunji Srinu, total amount being Rs.57,830/- in violation of Circular Memo No. X1/3945/07, dt.02-05-2007 of the Commissioner and Inspector General of Registration and Stamps, AP, Hyderabad and Circular Memo No.X2/10708/94 Dt.30-12-1997 of the Commissioner and Inspector General of Registration and Stamps, AP, Hyderabad.

FACTS AND EVIDENCE:

On receipt of credible information about the irregularities and corrupt practices in office of the Joint Sub-Registrar, Addanki, Prakasam District, a Surprise check was conducted on 01.03.2018 from 1.15 P.M. to 08.00 P.M. by the officials of the Anti-Corruption Bureau, Prakasam District, Ongole along with the independent mediators.

During the Surprise check, on seeing the members of surprise check two persons available in the computer section O/o the Sub-Registrar, Addanki tried to run away from there. The DSP with the assistance of staff prevented the two persons from fleeing and kept them under the surveillance of his staff. There are found 6 other persons available in the office including the Sub-Registrar who was sitting in the chair in the chambers of Sub-Registrar and also found 13 other persons in the front grilled verandah O/o the SRO, Addanki. Then the DSP questioned about the identity of the two persons from fleeing on seeing the ACB party. The two persons disclosed their identity as 1) Sri Chowduri Anjaiah S/o Subbarao, 64yrs, Rajaka by caste, Gurakayapalem, Addanki and 2) Sri Gunji Srinu S/o Raghavulu, 30 yrs, Vaddera by caste, Gunjivaripalem, Addanki, Prakasam District. When they were questioned as to why they tried to escape from the SRO on seeing the ACB officials, they both stated in the presence of mediators that they were engaged by the SRO staff to collect bribe amounts from the document writers and parties who would visit the SRO for registration. Apprehending danger to themselves, they tried to escape from the SRO.

Sri Chowduri Anjaiah further stated that after the Sub Registrar Sri G. Rajasekhar came to Addanki in 2014, Sri G. Rajasekhar engaged him to collect fee to fee (mamools) from the document writers. The Document writers would prepare and present the documents in SRO on behalf of public for registration and they would collect additional fees i.e. amounts on par with the registration fees i.e. ½ to 1 % of additional fees from the public to give

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the additional amounts so collected to the SRO. Generally document writers would collect ½ % of the registration fees in addition. At times, they would even collect one percent of the registration fees in the case of premier properties and if they would feel that the parties were rich and could afford to pay. The document writers would give the additional amounts collected by them from public to him and in turn he would hand over the same to the SRO. Initially, he was paid Rs.150/- per day for collecting amounts from the document writers. Now, he is paid Rs.250/- per day. Earlier, he used to visit the shops of document writers to collect the amounts. But since in the recent past, the document writers themselves have been visiting his house daily in the evening between 5.30 PM and 6.30 PM to give the amounts with regard to the documents presented by them on that particular day. He would hand over the amount to the SRO on the next day after visiting SRO. Document writers like Sri Hanumantharao, Sri Chakka Subbarao, Sri Dharmarapu Srinu, Sri Suresh, Sri Prasad, Sri Yedukondalu and Sri Bujji used to visit his house to hand over the amounts. On that day of Surprise check i.e. on 01.03.2018 at about 12.15 noon he came to SRO Office, Addanki to hand over the amounts received from document writers on the previous day i.e. on 28.02.2018 to the SRO. The SRO asked him to wait for some time. Hence he was waiting in the computer section before the ACB officials visited the SRO.

When Sri C. Anjaiah was questioned whether he had any amount in his possession which was intended to be handed over to SRO, Sri Anjaiah took out 6 wads of currency notes amounting to Rs.44,600/- from the left side pocket of his shirt and produced the same before the DSP in the presence of mediators. The details of amount are as follows:

Sl.No.	Amount in the wad	Remarks
1.	5,200	It actually contained Rs.5,200/-, but in the slip enclosed to the wad the amount was mentioned as Rs.5,050/- only.
2.	11,000	No slip enclosed.
3.	6,000	No slip enclosed.
4.	15,000	No slip enclosed.
5.	1700	It also is enclosed with a slip in which the amount was mentioned as Rs.1700/-.
6.	5,700	It also is enclosed with a slip in which the amount was mentioned as Rs.5700/-.
	Total:: 44,600/-	It contained one another slip.

When questioned about the amounts in his possession, Sri C. Anjaiah stated that the document writers Sri Edukondalu and Sri N.V.Subba Rao gave him Rs.5,050/- on the previous day i.e. on 28.02.2018 evening towards 5 documents presented by them. The document writer Sri K. Nagaraju and Sri R. Hanumantha Rao gave him Rs.5,700/- towards 4 documents and the remaining amounts were given by the document writers Sri B. Suresh Kumar, Sri Dharmavarapu Srinivasa Rao and Sri Hanuman Prasad. On 01.03.2018, he brought the aforesaid amounts to hand over the same to Sri G. Rajasekhar (SRO).

On examination of Sri Ganji Srinu, he stated that after Sri G. Rajasekahar, SRO, Addanki joined in the year 2014, Sri G. Rajasekahar asked him to visit their office once in every two to three hours to collect the additional amounts (bribe amounts) collected by the staff of SRO, Addanki towards issuing of E.Cs and certified copies of documents. The amounts given by staff of SRO to him in this manner would be collected by SRO staff on the next day or the day after. At times, he would also collect amounts from the document writers who would collect fee to fee (mamools) from the parties and later hand over such amounts in the SRO.

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When Sri Ganji Srinu was questioned whether any amount in his possession that was intended to be paid to SRO, he took out 3 wads of currency notes amounting to Rs.13,230/- from the left side pocket of his shirt and produced the same before DSP.

The details of amount are as follows:

Sl.No.	Amount in the wad	Remarks
1.	7,000/-	The wad is enclosed by a slip containing mention of amounts to the tune of Rs.7,000/-
2.	4,380/-	No slip is enclosed.
3.	1,850/-	No slip is enclosed.
	13,230/-	

He further stated that the amount of Rs.7,000/- was given to him by Smt. Kusumamba, Office Sub-ordinate on 27.02.2018 with instructions to hand over the same to her on 01.03.2018 and the remaining amounts were given by K. Chandrasen, Junior Assistant on 28.02.2019 with instructions to hand over the same to him on 01.03.2018. The signed statements of Sri C. Anjaiah and Sri G. Srinu were obtained.

As per Circular Memo No.X2/10708/94 Dt.30.12.1997 of the Commissioner of I.G. of Registration and Stamps, AP, Hyderabad, it was surprise checks where unaccounted cash is found with the employee, in the premises of the office or with any unauthorized person in the office, the normal presumption shall be that it is illegal amount obtained as bribe from the parties. Therefore the duty of disproving the same will be on SRO and his staff. Hence, the unaccounted cash of Rs.44,600/- and Rs.13,230/- found in the possession of Sri C. Anjaiah and Sri G. Srinu respectively on the day of surprise check must be presumed to be cash collected as bribe /illegal amount from the parties who came to the SRO for registration and that was intended for the Joint SR and his staff.

Thus it is established that the Government servant and Sub-Registrar and staff have been collecting bribe amounts/fee to fee amounts/mamools from the document writers and the public through the above mentioned persons.

Thus Sri Kondu Chandrasen, by his above mentioned acts has exhibited lack of integrity, devotion to duty and conduct unbecoming of a Government Servant and thereby contravened Rule 3 (1) & (2) of A.P. Civil Services (Conduct) Rules 1964.

Article of Charge No.II:

That you Sri Kondru Chandrasen colluded with Sub-Registrar and staff, O/o SRO, Addanki have allowed document writers into the office of Sub-Registrar, Addanki in order to collect Mattlools frog; the fart in violation of G.O.Ms.No.108, Revenue (Registration-I) Dept., dt.21-02-2000.

FACTS AND EVIDENCE:

On the day of surprise check i.e. on 01.03.2018, two document writers who were found in the front grilled varandah O/o the SRO, Addanki, 1) Sri Rayasam Hanumantharao S/o Viswanadham, 69-yrs, Document writer, R/o Bungalow Road, Addanki and 2) Sri Bathineedi Suresh Kumar S/o Krishna Murthy, 35-yrs, Document writer, R/o near Nagulabanda, Addanki, Prakasam

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District. During the course of enquiry, they stated that they were present at the time of surprise check i.e. on 01.03.2018 and they prepared the documents i.e. Doc.No.987/2018 prepared by the document writer Sri Rayasam Hanumantha Rao and Doc.Nos.P136/2018, 993/2018, 990/2018 prepared by Sri Bathineedi Suresh Kumar. They further stated that during the surprise check, ACB Officials caught two private persons namely Gunji Srinivasa Rao and Ch. Anjaiah and seized cash and slips from them. The private persons Anjaiah used to clean the premises of SRO office besides supplying of food and coffee to the Sub Registrar Staff and also attending bank works on behalf of SRO Office. He also used for collection of money on instructions of SRO from parties. Another Gunji Srinivasa Rao also used to supply Tea and meals to SRO by keeping a Tea Bunk in front of SRO Office and he also collects money on instructions from SRO etc., facts.

During the course of investigation, 10 secured 5-document writers namely 1) Sri Nadamarthi Venkata Subba Rao S/o Rangaiah, age 60-yrs, Document Writer, SRO Office, Addanki, R/o Addanki, Prakasam District, 2) Sri Dharmavarapu Srinivasarao S/o late Narasimharao, age 52-yrs, Document Writer, SRO office, Addanki, R/o D.No.11-29, Main road, Addanki town, Prakasam District, 3) Sri Dhormavarapu Yedukondalu S/o Peddanna, age 42-yrs, Document Writer, SRO Office, Addanki, R/o D.No.36-42, Balaijapalem, Addanki Town, Prakasam District, 4) Sri Kancharla Nagaraju S/o Pothuraju, age 33-yrs, Document Writer, SRO Office Addanki, R/o Addanki Town, Prakasam District and 5) Sri Puttamraju Hanumanth Prasad S/o Venkateswarlu, age 48-yrs, Document Writer, SRO Office, Addanki R/o Addanki, Prakasam District, who were not present at the time of surprise check i.e. on 01.03.2018, examined them and on examination they are working as Document Writers at the O/o SRO, Addanki and they further corroborated the aforesaid document writers Rayasam Hanumantha Rao and Sri Batheneni Suresh Kumar that they have knowledge about collection of fee to fee amounts/mamools from the parties to give the same to SRO office, Addanki and private persons engaged by SRO office, Addanki etc. facts.

Thus it is established that the Government servant and Sub-Registrar and staff, O/o SRO, Addanki have allowed document writers into the office of Sub-Registrar, Addanki.

Thus Sri Kondru Chandrasen, by his above mentioned acts has exhibited lack of integrity, devotion to duty and conduct unbecoming of a Government Servant and thereby contravened Rule 3 (1) & (2) of A.P. Civil Services (Conduct) Rules 1964.

Due to the above facts thus the Government Servant has therefore rendered himself liable for departmental action under major penalty.

Dr.D.SAMBASIVA RAO
SPECIAL CHIEF SECRETARY TO GOVERNMENT (CT, EXCISE & R&S)

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SECTION OFFICER

ANNEXURE - III

LIST OF DOCUMENTS BY WHICH THE ARTICLES OF CHARGES FRAMED AGAINST SRI KONDRU CHANDRASEN, JUNIOR ASSISTANT, O/o.SRO, ADDANKI, PRAKASAM DISTRICT.

1. Surprise Check proceedings dated 01.03.2018 drafted in the Sub-Registrar office, Addanki, Prakasam district.
2. Five written slips: Seized from the possession of two private persons namely Chowduri Anjaiah S/o Subbarao, 64yrs, Rajaka by caste, Gurakayapalem, Addanki and Gunji Srinu S/o Raghavulu, 30 yrs, Vaddera by caste, Gunjivaripalem, Addanki In which the details of amount was mentioned and collecting of fees to fees (illegal gratifications from the parties) were noted.
3. Seized cash of Rs. 44,600/- from the possession of Sri Chowduri Anjaiaha and Rs. 13,230 seized from possession of Sri Gunji Srinu, totaling to Rs. 57,830/- which proves the collection of fees to fees (illegal gratification from the parties).
4. Signed statement of Sri Chowduri Anjaiah S/o Subbarao, 64yrs, Rajaka by caste, Gurakayapalem, Addanki, Prakasam District.
5. Signed statement of Sri Gunji Srinivasa Rao @ Srinu S/o Raghavulu, 30 yrs, Vaddera by caste, Gunjivaripalem, Addanki, Prakasam District.
6. Signed Statement of Sri Rayasam Hanumantharao S/o Viswanadham, 69yrs, Document Writer, r/o Bungalow Road, Addanki, Prakasam District.
7. Signed Statement of Sri Bathineni Suresh Kumar, S/o Krishnamurthy, Age 34-yrs, Document Writer, R/o Addanki, Prakasam District.
8. Signed Statement of Sri Nadamarthi Venkata Subba Rao S/o Rangaiah, age 60- yrs, Document Writer, SRO Office, Addanki, R/o Addanki, Prakasam District.
9. Signed Statement of Sri Dharmavarapu Srinivasarao S/o late Narasimharao, age 52-yrs, Document Writer, SRO office, Addanki, R/o D.No.11-29, Main road, Addanki town, Prakasam District.
10. Signed Statement of Sri Dhormavarapu Yedukondalu S/o Peddanna, age 42-yrs, Document Writer, SRO Office, Addanki, R/o D.No.36-42, Balaijapalem, Addanki Town, Prakasam District.
11. Signed Statement of Sri Kancharla Nagaraju S/o Pothuraju, age 33-yrs, Document Writer, SRO Office Addanki, R/o Addanki Town, Prakasam District.
12. Signed Statement of Sri Puttamraju Hanumanth Prasad S/o Venkateswarlu, age 48-yrs, Document Writer, SRO Office, Addanki R/o Addanki, Prakasam District.
13. Rough Sketch to the Scene of offence.
14. Attendance Register-2018, O/o SRO, Addanki, Prakasam District.
15. Lr.No.G/263/2018, Dated 02.04.2018 of the District Registrar, Markapur, Prakasam District with regard to Service particulars of SRO and staff.
16. Job charts of SRO and staff, O/o SRO, Addanki.
17. Any documents found relevant will be produced during the enquiry.

Dr.D.SAMBASIVA RAO
SPECIAL CHIEF SECRETARY TO GOVERNMENT (CT, EXCISE & R&S)

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SECTION OFFICER

ANNEXURE-IV

LIST OF WITNESSES BY WHOM THE ARTICLES OF CHARGES FRAMED AGAINST SRI KONDRU CHANDRASEN, JUNIOR ASSISTANT, O/o.SRO, ADDANKI, PRAKASAM DISTRICT.

1. Sri Neelapu.Venkateswara Rao, S/o Adi Reddy, age 48-yrs, Sub-Treaury officer, O/o the District Treasury office, Prakasam District, Ongole.
2. Sri Sudarsi.KondalaRao, S/o Polaiah, age 38-yrs, Senior Accountant, O/o the District Treasury office, Prakasam District.
3. Sri Chowduri Anjaiah S/o Subbarao, 64 yrs, Rajaka by caste, Gurakayapalem, Addanki, Prakasam District.
4. Sri Gunji Srinu S/o Raghavulu, 30 yrs, Vaddera by caste, Gunjivaripalem, Addanki, Prakasam District.
5. Sri Rayasam Hanumantharao S/o Viswanadham, 69 yrs, Document Writer, r/o Bungalow Road, Addanki, Prakasam District.
6. Sri Bathineni Suresh Kumar, S/o Krishnamurthy, Age 34-yrs, Document Writer, R/o Addanki, Prakasam District.
7. Sri Nadamarthi Venkata Subba Rao S/o Rangaiah, age 60-yrs, Document Writer, SRO Office, Addanki, R/o Addanki, Prakasam District.
8. Sri Dharmavarapu Srinivasarao S/o late Narasimharao, age 52-yrs, Document Writer, SRO office, Addanki, R/o D.No.11-29, Main road, Addanki town, Prakasam District.
9. Sri Dhormavarapu Yedukondalu S/o Peddanna, age 42-yrs, Document Writer, SRO Office, Addanki, R/o D.No.36-42, Balaijapalem, Addanki Town, Prakasam District
10. Sri Kancharla Nagaraju S/o Pothuraju, age 33-yrs, Document Writer, SRO Office Addanki, R/o Addanki Town, Prakasam District
11. Sri Puttamraju Hanumanth Prasad S/o Venkateswarlu, age 48-yrs, Document Writer, SRO Office, Addanki R/o Addanki, Prakasam District.
12. Sri Kondru Kumar S/o Late Kruparao, age 30 yrs, (brother of Kondru Chendrasen, Jr.Asst), Private Data Entry Operator, O/o SRO, Addanki.
13. Sri T. Prabhakar, DSP, ACB, Prakasam District, Ongole.
14. Sri T.V.V. Pratap Kumar, Inspector, ACB, Ongole.
15. Any other witnesses found relevant will be produced during the enquiry.

Dr.D.SAMBASIVA RAO
SPECIAL CHIEF SECRETARY TO GOVERNMENT (CT, EXCISE & R&S)

//FORWARDED:: BY ORDER//

SECTION OFFICER